

Summons in a Civil Action (Rev 11/97)

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

FILED

08 JAN -3 PM 3:52

Donnie Knauls
 vs
 Wells Mortgage
 Countrywide Home Loans
 ASC (American Servicing Co.)
 Mortgage Lenders Network USA, Inc.

CLERK, U.S. DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA

SUMMONS IN A CIVIL ACTION *PBL*
 BY: *DEPUTY*
 Case No. 07 CV 2233 DMS

TO: (Name and Address of Defendant)

Mortgage Lenders Network USA, INC.
 213 Court ST.
 Middletown, CT 06457

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Donnie Knauls
 2360 Cypress St.
 Lemon Grove, CA 91945

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

JAN 03 2008

W. Samuel Hamrick, Jr.

DATE

CLERK
 K. HAMMERTY
 SEAE

By *[Signature]*, Deputy Clerk

Summons in a Civil Action

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RETURN OF SERVICE				
Service of the Summons and Complaint was made by me		DATE <u>1/3/08</u>		
NAME OF SERVER <u>Sean Chiriva</u>		TITLE <u>Ind. process server</u>		
Check one box below to indicate appropriate method of service				
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: _____				
<input type="checkbox"/> Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein:				
<input type="checkbox"/> Name of person with whom the summons and complaint were left: _____				
<input type="checkbox"/> Return unexecuted:				
<input type="checkbox"/> Other (specify): <u>Served by certified mail at US post office in San Diego, CA.</u>				
STATEMENT OF SERVICE FEES				
TRAVEL		SERVICES	<u>0</u>	TOTAL \$0.00
DECLARATION OF SERVER				
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.				
Executed on: <u>1/3/08</u>	Date <u>1/3/08</u>	<u>Sean Chiriva</u> Signature of Server <u>113 West 6th St. #203 San Diego, CA</u> Address of Server <u>92101</u>		
NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE				
IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM.				
YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION.				
JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE.				

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure